THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.333 OF 2007

DATED: 29-06-2007

BETWEEN

Surabhi Financial Consultancy Limited,
A Public Limited Company incorporated
Under the Companies Act, 1956 and
Having its registered office at Flat No.303,
III Floor, TP Apartments, Ameerpet,
Hyderabad, Rep. by its Director,
Mr. B.V. Rama Raju,
S/o. Satyanarayana Raju.

...PETITIONER

AND

Andhra Pradesh Industrial Development
Corporation, rep. by its Managing
Director, Parishram Bhavan, Basheerbagh,
Hyderabad and another.

...RESPONDENTS

ORDER:

Petitioner seeks a Writ of Mandamus to declare the action of the first respondent corporation in forcibly taking possession of his flat bearing No.303, III Floor, TP Apartments, Ameerpet, Hyderabad as illegal and arbitrary.

2. Learned counsel for the first respondent submits that, in fact, the petitioner paid the entire amount under the One Time Settlement and there are no amounts due and payable by the petitioner to the first respondent, as such, the respondent has not taken possession of the said flat and the petitioner himself is in possession of the said flat.

The writ petition is accordingly disposed of recording that there are no amounts due and payable by the petitioner to the first respondent and that the first respondent shall in no way interfere with the possession and enjoyment of the petitioner is respect of the said premises. There shall be no order as to costs.

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V. ESWARAIAH, J

June 29, 2007
DSK